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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,  
11 Plaintiff,  
12 v.  
13 JACKY WAYNE MARTIN,  
14 Defendant.  
15 \_\_\_\_\_

)  
) No. CR 06-0268 MMC  
)

) STIPULATION AND [~~PROPOSED~~]  
) ORDER CONTINUING INITIAL  
) APPEARANCE AND EXCLUDING  
) TIME UNDER THE SPEEDY TRIAL  
) ACT  
)

1 Defendant Jacky Wayne Martin appeared in magistrate court and was arraigned on the  
2 indictment in the above-captioned case on May 30, 2006. An initial appearance was set before this  
3 Court for the next available date on June 7, 2006. However, undersigned counsel for Mr. Martin will  
4 be out of state on that date. Accordingly, the parties stipulate and jointly request that the appearance  
5 be continued to June 14, 2006, at 2:30 p.m. The parties further stipulate and jointly request that the  
6 Court exclude time between June 7 and June 14 under the Speedy Trial Act for continuity of counsel.  
7 *See* 18 U.S.C. § 3161(h)(8)(B)(iv).

8 IT IS SO STIPULATED.

9 KEVIN V. RYAN  
10 United States Attorney

11 DATED: 6/1/2006


12 /S/  
13 TRACIE BROWN  
Assistant United States Attorney

14 DATED: 6/1/2006

15 /S/  
16 DANIEL P. BLANK  
Assistant Federal Public Defender  
Attorney for Jacky Wayne Martin

17 IT IS SO ORDERED.

18 DATED: June 5, 2006

19   
20 MAKINE M. CHESNEY  
21 United States District Judge  
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